

#2612

Patent
Attorney's Docket No. 033364-280

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) **HAND CARRY**
Patrick AHL *et al.*)
Application No.: 09/398,934 (Reissue of) Group Art Unit: 1615
U.S. Patent No. 5,662,930))
Examiner: Gollamudi Kishore, Ph.D.
Filed: September 1, 1999)) Confirmation No.: 1677
For: REDUCTION OF LIPOSOME-)
INDUCED ADVERSE)
PHYSIOLOGICAL REACTIONS)

SURRENDER OF ORIGINAL PATENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Further to the response filed September 23, 2002, Applicants surrender original U.S. Patent No. 5,662,930, submitted herewith, on which the current reissue application is based.

Further and favorable consideration in the form of a Notice of Allowance is respectfully requested.

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Page 2

In the event that there are any questions concerning the application, the Examiner is respectfully requested to telephone the undersigned so that prosecution of the application may be expedited.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: Jennifer Topmiller
Jennifer Topmiller, Ph.D.
Registration No. 50,435

P.O. Box 1404
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(703) 836-6620

Date: February 19, 2003

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AMENDMENT/REPLY TRANSMITTAL LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Enclosed is a Surrender of Original Patent for the above-identified patent application.

- A Petition for Extension of Time is also enclosed.
- A Terminal Disclaimer and a check for [] \$55.00 (2814) [] \$110.00 (1814) to cover the requisite Government fee are also enclosed.
- Also enclosed is _____.
- Small entity status is hereby claimed.
- Applicant(s) request continued examination under 37 C.F.R. § 1.114 and enclose the [] \$375.00 (2801) [] \$750.00 (1801) fee due under 37 C.F.R. § 1.17(e).
- Applicant(s) previously submitted ___, on ___, for which continued examination is requested.
- Applicant(s) request suspension of action by the Office until at least ___, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.
- A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (146/246) is also enclosed.
- No additional claim fee is required.

[] An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	NO. OF CLAIMS	HIGHEST NO. OF CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	ADDT'L FEE
Total Claims		MINUS =		× \$18.00 (1202) =	
Independent Claims		MINUS =		× \$84.00 (1201) =	
If Amendment adds multiple dependent claims, add \$280.00 (1203)					
Total Amendment Fee					
If small entity status is claimed, subtract 50% of Total Amendment Fee					
TOTAL ADDITIONAL FEE DUE FOR THIS AMENDMENT					

[] A claim fee in the amount of \$ _____ is enclosed.

[] Charge \$ _____ to Deposit Account No. 02-4800.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: 
Jennifer A. Topmiller
Registration No. 50,435

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Alexandria, Virginia 22313-1404
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Date: February 19, 2003